

**Overt Symptoms:** When this condition occurs, the symptoms are very obvious to the customer. Upon key removal the radio/CD player stays on, interior lights will not operate and the remote door locking function will not operate. Additionally, even though the key has been removed, the key warning system will activate when the driver's door is opened. These symptoms will induce the customer to return to the dealer for repairs under the new car warranty.

**Failure Occurs Early and only a Small Percentage of Vehicles are Affected:** If this condition is present, it is most likely to occur very early in the vehicle's life. In an analysis performed by the component supplier (Delphi), it was estimated that of the components affected by this condition, 85 percent would fail within the first month and 99 percent would fail within six months. Most occurrences have been and will be caught prior to retail delivery. \* \* \* It has been estimated by the supplier of the ignition switch assembly that as of the end of April 2004, a maximum of 15 additional vehicles might experience this condition. Saab warranty data show that 4 warranty repairs have been performed since May 1, 2004. Therefore, based on this projection, a maximum of 11 additional units could be expected to be subject to this condition. We would expect any of these additional instances to occur over the next few months.

GM states that the problem has been corrected.

Interested persons are invited to submit written data, views, and arguments on the petition described above. Comments must refer to the docket and notice number cited at the beginning of this notice and be submitted by any of the following methods. Mail: Docket Management Facility, U.S. Department of Transportation, Nassif Building, Room PL-401, 400 Seventh Street, SW., Washington, DC, 20590-0001. Hand Delivery: Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC. It is requested, but not required, that two copies of the comments be provided. The Docket Section is open on weekdays from 10 am to 5 pm except Federal Holidays. Comments may be submitted electronically by logging onto the Docket Management System Web site at <http://dms.dot.gov>. Click on "Help" to obtain instructions for filing the document electronically. Comments may be faxed to 1-202-493-2251, or may be submitted to the Federal eRulemaking Portal: go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

The petition, supporting materials, and all comments received before the close of business on the closing date indicated below will be filed and will be considered. All comments and supporting materials received after the closing date will also be filed and will

be considered to the extent possible. When the petition is granted or denied, notice of the decision will be published in the **Federal Register** pursuant to the authority indicated below.

*Comment closing date:* August 13, 2004.

**Authority** (49 U.S.C. 30118, 30120: delegations of authority at 49 CFR 1.50 and 501.8)

Issued on: July 7, 2004.

**Kenneth N. Weinstein,**

*Associate Administrator for Enforcement.*

[FR Doc. 04-15972 Filed 7-13-04; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 34503]

#### **Timber Rock Railroad, Inc.—Lease Exemption—The Burlington Northern and Santa Fe Railway Company**

Timber Rock Railroad, Inc. (TRRR), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire by lease and to operate approximately 117.82 miles of rail line owned by The Burlington Northern and Santa Fe Railway Company (BNSF): (1) Between milepost 4.5 near Beaumont, TX, and milepost 21.8 near Silsbee, TX; (2) between milepost 52.5 near Dobbin, TX, and milepost 152.56 at Silsbee, TX, and (3) between milepost 0.5 and milepost 0.96 near Kirbyville, TX.<sup>1</sup> TRRR will also acquire incidental overhead trackage rights over 54.72 miles of BNSF's rail line: (1) Between milepost 4.5 near Beaumont, TX, and milepost 2.28 at Beaumont, TX; and (2) between milepost 52.5 near Dobbin, TX, and milepost 144.0 on the BNSF Galveston Subdivision at Somerville, TX, for the purpose of interchanging traffic with BNSF.

TRRR certifies that its projected revenues as a result of this transaction will not result in the creation of a Class II or a Class I rail carrier. But, because TRRR's projected annual revenues will exceed \$5 million, TRRR has certified to the Board on May 4, 2004, that it sent the required notice of the transaction on May 3, 2004, to the national offices of all labor unions representing employees on the affected lines and posted a copy of the notice at the workplace of the employees on the affected lines on May 2, 2004. See 49 CFR 1150.42(e).

<sup>1</sup> BNSF will retain the right to operate certain overhead trains over the lines being leased by TRRR.

The transaction was scheduled to be consummated on or after July 3, 2004 (which is 60 days or more after TRRR's certification to the Board that it had complied with the Board's rule at 49 CFR 1150.42(e)).

If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34503, must be filed with the Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001. Also, a copy of each pleading must be served on Karl Morell, Ball Janik LLP, Suite 225, 1455 F Street, NW., Washington, DC 20005.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: July 2, 2004.

By the Board, David M. Konschnik, Director, Office of Proceedings.

**Vernon A. Williams,**  
*Secretary.*

[FR Doc. 04-15718 Filed 7-13-04; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-55 (Sub-No. 647X)<sup>1</sup>

#### **CSX Transportation, Inc.—Abandonment Exemption—In Darlington County, SC**

CSX Transportation, Inc. (CSXT) has filed a notice of exemption under 49 CFR part 1152 subpart F—*Exempt Abandonments* to abandon a 1.49-mile line of the Southern Region, Florence Division, Hamlet Subdivision, between milepost SJ 306.13 (V.S. 387+15) and milepost 307.39 (V.S. 465+62.5), in Darlington County, SC. The line traverses United States Postal Service ZIP Code 29550.

CSXT has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic to be rerouted; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the

<sup>1</sup> Due to administrative oversight, this notice was not served and published as scheduled on July 7, 2004. The notice is being served on July 8, 2004, and it will be published in the **Federal Register** as soon as possible.